

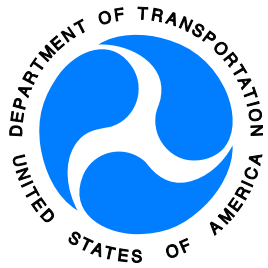


YOUR MARITIME SERVICE OBLIGATIONS AND MARAD ENFORCEMENT

A Presentation to

USMMA Class of 2006 & 2007

Office of Policy and Plans, Maritime Administration



Your Service Obligation Contract



U.S. Department of Transportation
Maritime Administration

SERVICE OBLIGATION CONTRACT FOR UNITED STATES MERCHANT MARINE ACADEMY

Authority: P.L. 96-453

I hereby accept appointment as a cadet in the United States Merchant Marine Academy (Academy) for the class entering in July

A. ACKNOWLEDGEMENTS

- (1) I acknowledge that the Maritime Administration is hereby conditionally appointing me a cadet pending the approval of my entry as a midshipman into the United States Naval Reserve. My conditional appointment may be immediately revoked if I fail in any respect to meet the requirements established for appointment as a midshipman in the United States Naval Reserve.
- (2) I acknowledge that a prerequisite for continuance of my cadet status at the Academy is enrollment and service in the United States Naval Reserve or an approved substitute reserve component.
- (3) Unless entered into an approved substitute reserve component, I acknowledge that loss of Midshipman status at any time and for any reason constitutes cause for immediate separation from the Academy.

B. SERVICE OBLIGATION COMMITMENT

In consideration for appointment as a cadet to the Academy, I hereby commit to:

- (1) complete the course of instruction at the Academy;
- (2) fulfill the requirements for a license as an officer in the merchant marine of the United States on or before the date of my graduation from the Academy;
- (3) maintain a valid license as an officer in the merchant marine of the United States for at least 6 years following the date of my graduation from the Academy, accompanied by the appropriate national and international endorsements and certifications as required by the United States Coast Guard for service aboard vessels on domestic and international voyages;
- (4) apply for an appointment as, to accept if tendered an appointment as, and to participate as a commissioned officer in the United States Naval Reserve (including the Merchant Marine Reserve, United States Naval Reserve), the United States Coast Guard Reserve, or any other Reserve component of an armed force of the United States, following the date of my graduation from the Academy;
- (5) serve the foreign and domestic commerce and the national defense of the United States for at least 5 years following the date of graduation from the Academy --
 - (a) as a merchant marine officer serving on vessels documented under the laws of the United States or on vessels owned and operated by the United States or by any State or territory of the United States;
 - (b) as an employee in a United States maritime-related industry, profession, or marine science (as determined by the Maritime Administration), if the Maritime Administration determines that service under clause (a) is not available to me;
 - (c) as a commissioned officer on active duty in an armed force of the United States, as a commissioned officer in the National Oceanic and Atmospheric Administration, or other maritime-related employment with the Federal Government which serves the national security interests of the United States, as determined by the Secretary; or
 - (d) by combining the services specified in clauses (a), (b) and (c); and
- (6) submit an annual service obligation compliance report form to the Compliance Specialist, Office of Policy and Plans, Maritime Administration, MAR-410 Room 7123, 400 7th Street, SW, Washington, D.C. 20590 between January 1 and March 1 of each year following the year of graduation, until all components of my service obligation are fulfilled and have been so reported. If I am granted a deferment of the service obligation to engage in a graduate course of study, as described below, reports must be submitted during the period of graduate course study, and then annually for the period following such deferment.

C. BREACH OF SERVICE OBLIGATION CONTRACT

- (1) Failure to complete any of the obligations outlined above constitutes a breach of this agreement.
- (2) Whether at the Academy or at sea, at anytime subsequent to the beginning date of my seventh (7th) trimester, should I fail to complete the course of instruction at the Academy, as prescribed in Section B, Paragraph 1 above, I understand and agree that:
 - (a) I may be ordered by the Secretary of Defense to active duty in one of the armed forces of the United States to serve for a period of time not to exceed 2 years. The determination as to whether I have failed to complete the course of instruction shall be made by the Maritime Administration; or
 - (b) If the Secretary of Defense is unable or unwilling to order me to active duty or if the Maritime Administration determines that reimbursement of the cost of education provided would better serve the interests of the United States, the Maritime Administration may recover the cost of education provided by the Federal Government from me.

NAME: (Last, First, MI)

SOCIAL SECURITY NUMBER

DATE OF BIRTH

(3) If I have failed to fulfill any part of this Service Obligation Contract as set out in Section B, Paragraphs (2) through (6) above, I understand and agree that:

- (a) I may be ordered to active duty in one of the armed forces of the United States to serve a period of time not less than three (3) years and not more than the unexpired portion of the service required under Section B, Paragraph 5 above (as determined by the Maritime Administration). The Maritime Administration, in consultation with the Department of Defense, shall determine in which service I shall be ordered to serve such period of time.
 - (b) If the Secretary of Defense is unable or unwilling to order me to active duty under subparagraph (a) above, or if the Maritime Administration determines that reimbursement of the cost of education provided would better serve the interests of the United States, the Maritime Administration may seek to recover the cost of education provided by the Federal Government to me.
- (4) Indebtedness Agreement: I agree that if the Maritime Administration decides to proceed against me under either C.2.b. or C.3.b, I will be indebted to the United States and upon request will pay to the United States the "cost of the education provided" to me by the Federal Government as such term is defined in the law and the regulations.
- (5) Remedies for Cost of Education Provided: In pursuing its remedies hereunder, I recognize and agree that the Maritime Administration may pursue any remedy available at law or equity and exercise all administrative remedies available to the United States.

D. WAIVERS AND DEFERMENTS

Upon application by me, the Maritime Administration may waive the remedies for breach of this Service Obligation Contract or defer my service obligations. Waivers and deferments are granted only upon the satisfaction of certain conditions. Information concerning the requirements to obtain such a waiver or deferment are set forth at 46 C.F.R. Part 310; Subpart C. For further information concerning such waivers and deferments, contact the individual listed as the contact on the Maritime Administration's website at <https://mscs.marad.dot.gov>.

E. CONTRACT EMBODIES ENTIRE UNDERSTANDING OF PARTIES, CHANGES CLAUSE

Except as modified by applicable law or regulation, this Service Obligation Contract embodies the entire agreement and understanding among the undersigned relating to this subject matter hereof and supercedes prior agreements and understandings relating to such subject matter. Neither this Service Obligation Contract nor any terms thereof may be changed, waived, discharged, or terminated orally, but only by an instrument in writing signed by the party against whom enforcement of the change, waiver, discharge, or termination is sought.

G. PRIVACY ACT: I have read and understand the Privacy Act Notice below on this form.

SIGNATURE

DATE

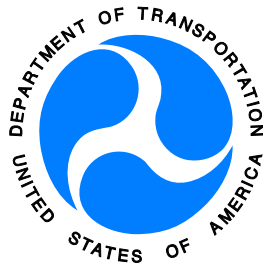
WITNESS (Signature)

DATE

PRIVACY ACT NOTICE (To Accompany MA Form 889)

In accordance with 5 USC 552a(e)(3), the following statement is provided in connection with your submission of personal information to or for the Maritime Administration.

1. **AUTHORITY** for solicitation of the information: 46 USC 1295b.
2. **PRINCIPAL PURPOSE(S)** for which information is intended to be used: The name and social security number are to be used in the administration of the monitoring of the mandatory service obligation.
3. **ROUTINE USES** which may be made of this information: The social security number is a basic identifier. This information will be maintained by the Maritime Administration in official records and will not be divulged without your written authorization to anyone other than persons involved in monitoring the service obligation (e.g., officials of your school, your employer, DOD, U.S. Coast Guard and NOAA). This form also authorizes your school and your employer to provide to the Maritime Administration any information on you that is necessary for these purposes.
4. **Whether or not DISCLOSURE** of this information is mandatory or voluntary (required by law or optional) and the effects on the individuals, if any, of not providing all or any part of the requested information: Disclosure of the information is voluntary, but failure to sign the Service Obligation Contract will result in immediate disenrollment from the U.S. Merchant Marine Academy.



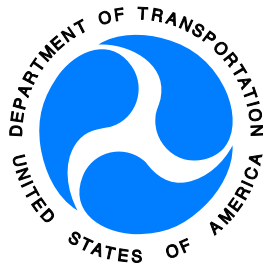
Service Obligations for USMMA Graduates



Your Service Obligation Commitment Contract requires that after you have successfully completed the course of instruction at the Academy and fulfill the requirements for an unlimited license as an officer in the merchant marine of the United States you must :





- **Maintain the license as an officer in the merchant marine of the United States, including all endorsements held at graduation, for six (6) years following graduation; and**
- **Apply for and accept, if tendered, an appointment as a commissioned officer in the reserves of the armed forces of the United States and maintain that commission for at least six (6) years* after graduation; and**
- **Serve in the foreign and domestic commerce and the national defense of the United States for at least five (5) years following graduation as:**
 - (A) a merchant marine officer on a U.S. flag vessel; or
 - (B) a commissioned officer on active duty in the U.S. armed forces or NOAA Corps; or
 - (C) with the Federal government in a maritime-related position that serves the national security interests; or
 - (D) ashore, in a U.S. maritime related industry, profession or marine science, if a determination has been made that no afloat positions are available for you; and
- **Submit your Annual Compliance Report form (MA-930) to MARAD Headquarters annually between January 1 and March 1 **until all components of your service obligation are completed.****

*All armed forces of the United States are currently requiring 8 years.




<https://mscs.marad.dot.gov>





Home About MSCS Requirements Resources Employment Monday, September 19, 2005 Login

Welcome to The Maritime Service Compliance System




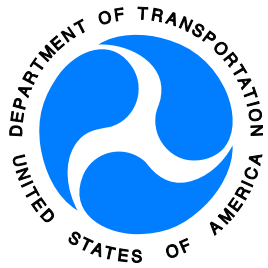
The Maritime Service Compliance System (MSCS) assists Midshipmen and Cadets in the U.S. Merchant Marine Academy and State Maritime Academies Graduates in the Student Incentive Payment program complete the required compliance reports online on an annual basis for the period of their service obligation after graduation. [More](#)

Failure to report annually is a breach of the service obligation and OPNAVINST 1534.1, and may result in disciplinary action to include active duty in the military or reimbursement of tuition.

- [Your Service Obligation Pamphlet \(PDF Document\)](#)
- [Kings Point Graduates' Letter \(PDF Document\)](#)
- [Maritime Administrator's Message to the State Maritime Academy Student Incentive Payment \(SIP\) Program Graduates of 2005 \(Word Document\)](#)
- [Maritime Administrator's Message to the United States Merchant Marine Academy Class of 2005 \(Word Document\)](#)

Contact Information
Compliance Specialist
Maritime Administration
400 7th Street S.W. Room 7123
Washington, DC 20590
Tel: 202-366-0845
Email: maritime.graduate@marad.dot.gov

[Privacy Policy](#) 



Login



U.S. Department of Transportation Maritime Administration

MSCS
Maritime Service Compliance System

Home About MSCS Requirements Resources Employment Wednesday, April 27, 2005 Login

MSCS Login

Failure to report annually is a breach of the service obligation and OPNAVINST 1534.1, and may result in disciplinary action to include active duty in the military or reimbursement of tuition.

Username

Password

[First Time User](#)

[Forgot Password](#)

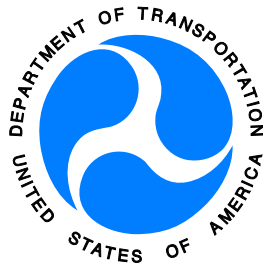
Enter MSCS

Contact maritime.graduate@marad.dot.gov for assistance.

PRIVACY ACT STATEMENT: 46 CFR 310 authorizes collection of this information. The principal purpose of this information is to determine compliance with Training and Service Agreements and status in the Naval Reserve. Routine use is to monitor and update information in MARAD (MSCS/SISPSAMS) monitoring system and Navy Management Information Systems. Completion of this form and furnishing your Social Security Number (which will be used by this agency only for the purposes indicated above) is voluntary; however, failure to provide this information represents non-compliance with Training and Service Agreements and could result in adverse administrative actions.

Done Local intranet

Remember your username and password!



MSCS Menu - Microsoft Internet Explorer

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U.S. Department of Transportation Maritime Administration

MSCS
Maritime Service Compliance System

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Personal Information

User: Marad Marad

Maritime Service Compliance System Access Menu

- [Update Your Profile](#) (Personal Information)
- [Forms](#) (Download Forms)

To file an employment report, select a report year and click "GO"

- Your First Reporting Year:** 2004
- Number of Years Reported to Date:** 5
- Annual Service Compliance Report:**

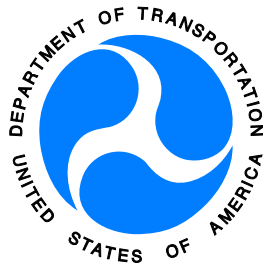
- [Check Employment Determination Requests Status](#)

Login Information

- [Reset Log In Information \(Change Password \)](#)

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Done Local intranet



Personal Information



Your Profile - Microsoft Internet Explorer

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Address https://mscs.marad.dot.gov/members_profile_profile.asp?msg=yes Go

Maritime Service Compliance System

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Personal Information

User: Marad Marad Options

*** Required Field**

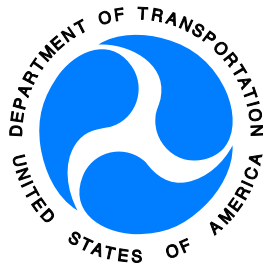
1. Name (First Name* M.I. Last Name* Suffix Maiden Name)				2. Social Security Number*	
<input type="text" value="Marad"/> <input type="text" value="M"/> <input type="text" value="Marad"/> <input type="text"/>				<input type="text" value="xxxxx8888"/>	
3. Address (Street Address 1* Mail Box)				4. Email Address	
<input type="text" value="400 7th Street SW rm7320"/> <input type="text" value="0101"/>				<input type="text" value="wguffey@comcast.net"/>	
Street Address 2 City* State* Zip Code* + 4				2nd Email (optional)	
<input type="text" value="0001"/> <input type="text" value="Washington"/> <input type="text" value="DC"/> <input type="text" value="20590"/>				<input type="text"/>	
Foreign Province/State Foreign Postal Code Country*				3rd Email (optional)	
<input type="text"/> <input type="text"/> <input type="text" value="United States"/>				<input type="text"/>	
5. Cell Phone (optional)		Home Phone		Work Phone (optional)	
<input type="text" value="202.366.9727"/>		<input type="text"/>		<input type="text" value="(202)366-4190"/>	
				Fax (optional)	
				<input type="text" value="(202) 366-9727"/>	

[Privacy Policy](#)

I certify under penalty of perjury that all of the statements made by me are true, complete, and correct to the best of my knowledge and are made in good faith. A false answer to any question in this statement may be punishable by fine or imprisonment (18 U.S.C. 1001).

Information in gray cannot be modified. Incorrect Information must be reported to maritime_graduate@dot.gov

Ensure that your personal information is correct and up to date.



Military Service and United States Coast Guard License



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Links »

U.S. Department of Transportation Maritime Administration

MSCS
Maritime Service Compliance System

Home About MSCS Requirements Resources Employment Wednesday, April 27, 2005 Logout

Personal Information

User: Marad Marad Options | Personal Info | Service Info | NR Training | Employment |

Current Reporting Year: 2004 Select Year: 2004 Go

Service Information

1. Rank: Select a rank 2. Designator: 3. Commissioned Date: 4. Calendar Year Reporting: 2004

5. Are you full time Active Duty military?
Yes: No: 6. Maritime Academy Attended/Year Graduated
US MERCHANT MARINE ACADEMY 2004

7. Are you maintaining your Reserve Commission?
Yes: No: Branch of Service: Marine Corps

8. I have transferred to the Selected Reserve status and have affiliated with:
Unit: Test Reserve Center:

9. Have you Renewed or Upgraded your USCG License since last report
Yes: No: Date of Renewal/Upgrading (mm/dd/yyyy): 10. U.S. Coast Guard License Held
Select a license

11. U.S. Coast Guard License Serial No: 12. Date Issued: (mm/dd/yyyy)
Additional license Serial No: Date Issued: License Type:

13. List Standards of Training, Certification and Watch keeping (STCW95) endorsements since last report, with dates:

Select Standards Training (mm/dd/yyyy)
Select Standards Training (mm/dd/yyyy)
Select Standards Training (mm/dd/yyyy)

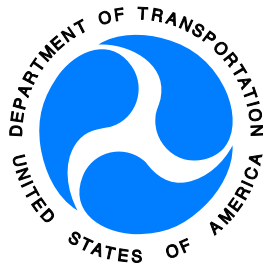
Active Duty Military

Branch of Service: Select a Branch Service Rank: Select a rank Expected Discharge Date (mm/dd/yyyy)

[Privacy Policy](#)

I certify under penalty of perjury that all of the statements made by me are true, complete, and correct to the best of my knowledge and are made in good faith. A false answer to any question in this statement may be punishable by fine or imprisonment (18 U.S.C. 1001).

Local intranet

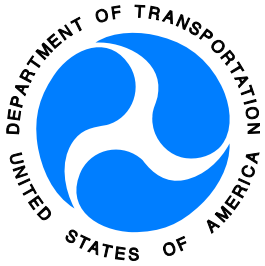


Service Information



- **If you are in the Military Reserve, check YES if you are maintaining your commission.**
- **If you are Active Duty Military, check NO in the Military Reserve section, and report your Active Duty status in the Employment section.**





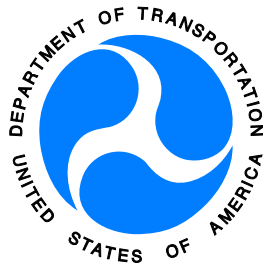
License



- Check if you have renewed or upgraded your license since your last report.
- If you have renewed, include the date of the renewal.
- You must maintain at least all endorsements held at graduation.
- List any new Standards of Training, Certification, and Watchkeeping (STCW) endorsements since your last report.

Renewal for continuity or a limited license is not acceptable, and does not fulfill your service obligation!

11



Employment



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TEST	Graduate School	1/1/2003	1/31/2003	31	Waiting for approval
TESTING	Foreign Flag	2/1/2003	2/28/2003	28	Waiting for approval
TESTING	Non-Maritime	2/3/2003	3/3/2003	29	Waiting for approval
TESTING	Maritime Ashore	1/1/2004	6/1/2004	153	Waiting for approval
TEST	Afloat	2/1/2004	2/2/2004	2	Waiting for approval

Employment View

(* Required field)

Employment Type* Employer Name*

Employer's Address

Street Address* Mail Box

Street Address 2 City* State* Zip Code* + 4

Foreign Province/State Foreign Postal Code Country*

Exact Title of Your Position* Vessel Name

Dates Employed (mm/dd/yyyy)

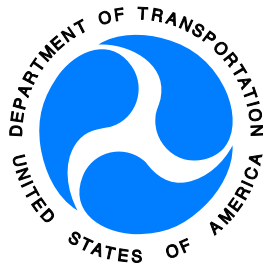
Begin Date* End Date* Number of Days* day(s)

Registry: ☐ US ☐ Foreign

Brief Description of Duties and Responsibilities. State how your maritime-related ashore employment is useful to the U.S. Navy*

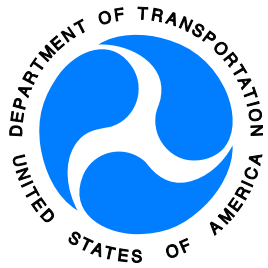
Space for Additional Details. Indicate which question this information applies

Done Local intranet



Reporting Employment

- Report the category that best fits the type of work you do:
(1) Afloat; (2) Maritime Related; (3) Federal/State Government Maritime Related; (4) Non-Maritime; (5) Graduate School; (6) Unemployed; and (7) Active Duty Military/NOAA Corps.
- Include the name and address of your employer, your job title and job description.
- If you are reporting employment Afloat indicate: Employer (name of shipping company), ship name, flag of registry, shipboard position, and dates afloat. **DO NOT REPORT YOUR UNION AFFILIATION AS YOUR EMPLOYER.**
- Individuals in active duty military service must submit compliance reports to MARAD. Indicate Military as your employer.

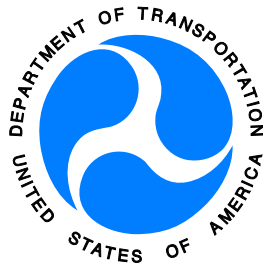


Reporting Employment

- Account for ALL of your time including unemployment.
- Indicate the exact begin and end dates for your employment.
- Dates must be entered as MM/DD/YYYY. For example:

<u>Position Title</u>	<u>Begin Date</u>	<u>End Date</u>
Unemployed	06/21/2005	08/22/2005
Third Mate	08/23/2005	01/05/2006

- Do not use invalid dates such as: Present, Current, Indefinite, or Now.
- Do not report future employment. End dates for employment must not exceed current date.

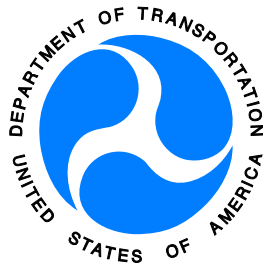


Enforcement of Obligation



- **Failure to meet any component of your obligation, including reporting, may result in a breach of your service obligation commitment.**
- **MARAD monitors all annual reports to ensure that we have a sufficient skilled force of licensed officers to crew privately-owned, MARAD and Navy vessels to support the Department of Defense in times of emergency or mobilization.**





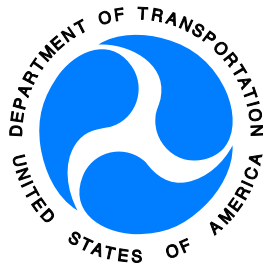
Enforcement of Obligations



You may be in breach of the service obligation agreement if you fail to:

- **Meet the employment requirements; or**
- **Serve for a period of at least 6 years in the U.S. Naval Reserve, the USCG Reserve, or any other reserve unit of an armed force of the United States; or**
- **Maintain a license as an officer in the U.S. merchant marine for at least 6 years after graduation; or**
- **Report compliance annually to Maritime Administration Headquarters.**





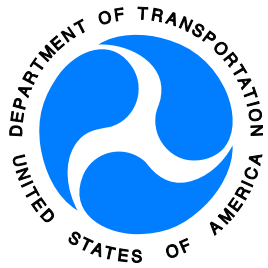
Enforcement of Obligations



If you are found in default of your Service Obligation Commitment Contract, possible disciplinary actions include involuntary active duty in the military or reimbursement of the cost of your education.

The cost of your education is over \$170,000.





How to Report Compliance

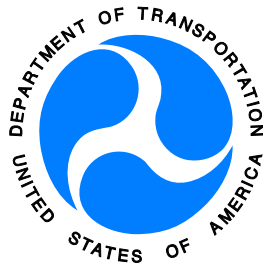


- **Via internet at <https://mscs.marad.dot.gov/>**

Or

- **Mail Completed MA-930 to:
Office of Policy and Plans,
Maritime Administration, MAR-410, Room 7123
Compliance Specialist
400 Seventh Street SW
Washington, DC 20590**





Any Questions?



**If you have questions about service obligation compliance, email:
maritime.graduate@marad.dot.gov
Attn: Ms. Brenda Reed-Perry.**

**Use this same contact if you are having difficulty using the
compliance reporting system or comments.**

